

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA	§	
	§	
v.	§	No. 4:20-CR-212
	§	Judge Mazzant
DEBRA LYNN MERCER-ERWIN (1)	§	

AMENDED JOINT MOTION TO SEAL SELECTED TRIAL EXHIBITS

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now the United States of America, by and through the undersigned Assistant United States Attorney for the Eastern District of Texas, and Defendant Debra Lynn Mercer-Erwin, appearing through undersigned defense counsel, and respectfully files this joint motion to place certain trial exhibits under seal. The requested sealed trial exhibits contain Personal Identifiable Information (PII) such as bank account numbers, social security numbers, credit/debit card numbers, sensitive personal information protected from disclosure under Fed. R. Crim. P. 49.1, and/or other “means of identification” as defined in 18 U.S.C. §1028(d)(7). Sealing is requested in order to safeguard from public scrutiny voluminous personal information contained therein, and the redaction of which would be exceptionally burdensome.

In addition, the parties request to seal exhibits related to indicted, but unapprehended, Defendants as well as potential unindicted co-conspirators. A release of plea agreements, bank statements, cell phone and computer data, and recordings related to

the identity and involvement of these Defendants and unindicted individuals may result in the destruction of evidence or cause these individuals to flee from justice.

I. Government's Sealed Trial Exhibits

EXHIBIT NO.	DESCRIPTION
1	CyrusOne Server Physical Exhibit
1F	Server Extraction of American Express Transactions from CyrusOne Server
12	Bank of America Records – 9094 American Guaranty Company - 2015
13	Bank of America Records – 9094 American Guaranty Company - 2016
14	Bank of America Records – 9094 American Guaranty Company - 2017
15	Bank of America Records – 9094 American Guaranty Company – 2018
16	Bank of America Records – 9094 American Guaranty Company - 2019
17	Bank of America Records – 9094 American Guaranty Company - 2020
18	DLE Escrow – Bank of America - 1222
19	CrossFirst (Wright Brother's Bank Account – 6592)
20	Navy Federal Credit Union – Kayleigh Moffett
21	Bank of America – Gustava Ramirez - 2425
22	Hard drive containing Phone images of Kayleigh Moffett and Debra Mercer
22A	Cell Phone Image from Hard Drive of Kayleigh Moffett – 405-314-5168
22C	Text files from 405-314-5168 dated 8/27/2015
23A	Cell Phone Dump of Apple iPhone 11 of Federico Machado – 754-581-2809

EXHIBIT NO.	DESCRIPTION
23B	Extraction Report of Cell Phone Dump of Apple iPhone 11 of Federico Machado – 754-581-2809
23C	Text Chats from Federico Machado iPhone dated 8/28/2015 and 2/20/2019
23E	Text Chats from Federico Machado iPhone pgs 822-861
24	Image of Apple Computer of Federico Machado
75	Villarrutia Bank of America
100	Plea Agreement for Raul Francisco De Asis Quevedo Martinez
105	Plea Agreement for Julio Cesar Olivas-Felix
111	CrossFirst Bank Statements (5964)
112	CrossFirst Bank Statements (9783)
113	CrossFirst Bank Statements (1356)
114	Bank of America Bank Statements (9081)

II. Mercer-Erwin's Sealed Trial Exhibits

EXHIBIT NO.	DESCRIPTION
16	Debra Mercer-Erwin 2019 Tax Return
16.a	Debra Mercer-Erwin 2020 Tax Return
16.b	Debra Mercer-Erwin 2021 Tax Return
202	JP Morgan Chase records of Federico Machado
203	Defendant Raul Francisco De Asis Quevedo Martinez Statement of Facts
308	Video recording of Defendant's interview

WHEREFORE, the Government and Defendant Debra Mercer-Erwin request the Court to issue an Order sealing the designated trial exhibits described herein.

Respectfully submitted,

DAMIEN M. DIGGS
United States Attorney

_____/s/_____
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AND

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CERTIFICATE OF SERVICE

I hereby certify that on May 12, 2023, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system, which will send a notice of electronic filing to defense counsel of record.

_____/s/_____
ERNEST GONZALEZ
Assistant United States Attorney